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**FILED**  
DISTRICT COURT OF GUAM

JAN 10 2007

MARY L.M. MORAN  
CLERK OF COURT

8  
9 **IN THE UNITED STATES DISTRICT COURT**  
10 **FOR THE DISTRICT OF GUAM**

11 UNITED STATES OF AMERICA,  
12  
13 Plaintiff,

14 vs.

15  
16 PETER OGO AGUERO,  
and LINDA G. AGUERO,

17 Defendants.  
18

CRIMINAL CASE NO.

**07-00004**

**INDICTMENT**

**DEALING IN FIREARMS**

[18 U.S.C. §§ 922(a)(1)(A) & 924(a)(1)(D)]  
(Counts I, II, III, IV)

**EXPLOSIVE MATERIALS**

[18 U.S.C. §§ 842(h) & 844(a)]  
(Counts V, VI, VII, VIII, IX)

**IMPROPER STORAGE OF  
EXPLOSIVES**

[18 U.S.C. §§ 842(j) & 844(b) and  
27 C.F.R. Secs. 55.201]  
(Count X)

19 THE GRAND JURY CHARGES THAT:

20 **COUNT I - DEALING IN FIREARMS**

21 On or about the 25th day of February, 2005, in the District of Guam, the defendant,  
22 PETER OGO AGUERO, wilfully engaged in the business of dealing in firearms without a  
23 license, to wit: defendant PETER OGO AGUERO sold a firearm, specifically a Savage Shotgun,  
24 .12 gauge, Serial Number obliterated, without a license, in violation of Title 18, United States  
25 Code, Sections 922(a)(1)(A) and 924(a)(1)(D).  
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1                                    **COUNT II - DEALING IN FIREARMS**

2            On or about the 25th day of February, 2005, in the District of Guam, the defendant,  
3 PETER OGO AGUERO, wilfully engaged in the business of dealing in firearms without a  
4 license, to wit: defendant PETER OGO AGUERO sold a firearm, specifically a Harrington and  
5 Richardson rifle, .32 caliber, Serial Number #AP274-31, without a license, in violation of Title  
6 18, United States Code, Sections 922(a)(1)(A) and 924(a)(1)(D).  
7

8                                    **COUNT III - DEALING IN FIREARMS**

9            On or about the 29th day of March, 2005, in the District of Guam, the defendant, PETER  
10 OGO AGUERO, wilfully engaged in the business of dealing in firearms without a license, to  
11 wit: defendant PETER OGO AGUERO sold a firearm, specifically a Jager rifle, model AP80-  
12 22M, .22 caliber, Serial Number 033476, without a license, in violation of Title 18, United  
13 States Code, Sections 922(a)(1)(A) and 924(a)(1)(D).  
14

15                                   **COUNT IV - DEALING IN FIREARMS**

16            On or about the 14th day of April, 2005, in the District of Guam, the defendant, LINDA  
17 G. AGUERO, wilfully engaged in the business of dealing in firearms without a license, to wit:  
18 defendant LINDA G. AGUERO, sold a firearm, specifically a Nornico Rifle, Model SKS,  
19 7.62x39 caliber, Serial Number 210031520, without a license, in violation of Title 18, United  
20 States Code, Sections 922(a)(1)(A) and 924(a)(1)(D).  
21

22                                   **COUNT V - EXPLOSIVE MATERIALS**

23            Between the dates of February 25, 2005 and April 14, 2005, in the District of Guam, the  
24 defendants PETER OGO AGUERO and LINDA G. AGUERO, knowingly engaged in the  
25 business of dealing in explosive materials, specifically the sale of three (3) commercial  
26 blasting/detonating caps and five (5) Pest Control Devices/California Seals, without a license to  
27 do so pursuant to Chapter 40 of Title 18, United States Code, Sections 842(h) and 844(a).  
28

1                                   **COUNT VI - EXPLOSIVE MATERIALS**

2           On or about the 25<sup>th</sup> day of February, 2005, in the District of Guam, the defendant PETER  
3 OGO AGUERO, knowingly sold explosive materials, to wit: three (3) commercial blasting caps  
4 (#18) with red and white leg wires, knowing and having reasonable cause to believe the  
5 explosive materials were stolen, in violation of Title 18, United States Code, Sections 842(h) and  
6 844(a).

7  
8                                   **COUNT VII - EXPLOSIVE MATERIALS**

9           On or about the 29<sup>th</sup> day of March, 2005, in the District of Guam, the defendant PETER  
10 OGO AGUERO, knowingly sold explosive materials, to wit: four (4) California Seals or Pest  
11 Control Devices with green fuses, knowing and having reasonable cause to believe, the explosive  
12 materials were stolen, in violation of Title 18, United States Code, Sections 842(h) and 844(a).

13  
14                                  **COUNT VIII - EXPLOSIVE MATERIALS**

15           On or about the 14<sup>th</sup> day of April, 2005, in the District of Guam, the defendant LINDA G.  
16 AGUERO, knowingly sold explosive materials, to wit: one (1) California Seal or Pest Control  
17 Device, knowing and having reasonable cause to believe, the explosive materials were stolen, in  
18 violation of Title 18, United States Code, Sections 842(h) and 844(a).

19  
20                                  **COUNT IX - EXPLOSIVE MATERIALS**

21           On or about the 21<sup>st</sup> day of March, 2006, in the District of Guam, the defendant LINDA  
22 G. AGUERO and PETER OGO. AGUERO, knowingly concealed explosive materials, to wit:  
23 two (2) commercial blasting caps with red and white leg wires, knowing and having reasonable  
24 cause to believe, the explosive materials were stolen, in violation of Title 18, United States Code,  
25 Sections 842(h) and 844(a).

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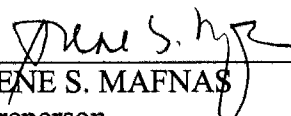
X <sup>PS</sup>

**COUNT VI - IMPROPER STORAGE OF EXPLOSIVES**


Between February 25, 2005 and March 21, 2006, in the District of Guam, the defendant PETER OGO AGUERO and LINDA G. AGUERO, knowingly stored high explosives in a manner not in conformity with regulations promulgated by the Secretary of the Treasury pursuant to 18 U.S.C. Section 847, in that they stored high explosives, specifically five (5) commercial blasting caps/detonating devices and five (5) California Seals/Pest Control Devices, as defined in 27 C.F.R. Secs. 55.202(a)(1987), in their residence at Anthurum Street, Pagat, Mangilao, Guam, said residence not then conforming with the requirements of Type 1 storage facilities, in violation of Title 18, United States Code, Sections 842(j) and 844(b) and 27 C.F.R. Secs. 55.201 et seq., (1987).

DATED this 10th day of January, 2007.

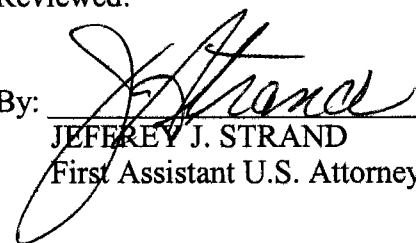
A TRUE BILL.

  
\_\_\_\_\_  
IRENE S. MAFNAS  
Foreperson

LEONARDO M. RAPADAS  
United States Attorney  
Districts of Guam and NMI

By:   
\_\_\_\_\_  
ROSETTA L. SAN NICOLAS  
Assistant U.S. Attorney

Reviewed:

By:   
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First Assistant U.S. Attorney